

FD-320  
(7/93)

**United States District Court**  
**for the District of New Jersey**  
**Request for Modifying the Conditions or Term of Supervision**  
**with Consent of the Offender**  
*(Probation Form 49, Waiver of Hearing is Attached)*

Name of Offender: William A. Smullen

Case Number: 04-00018-001

Name of Sentencing Judicial Officer: Honorable Katharine S. Hayden

Date of Original Sentence: April 23, 2004

Original Offense: Coercion or Enticement of Minor Female 18 U.S.C. § 2423 (b) and 2

Original Sentence: 46 months custody/ 2 years supervised release

Type of Supervision: Supervised Release

Date Supervision Commenced: July 25, 2007

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**PETITIONING THE COURT**

- ☐ To extend the term of supervision for years, for a total term of years.  
☒ To modify the conditions of supervision as follows:

1. You shall submit your person, and any property, house, residence, vehicle, papers, computer, other electronic communications or data storage devices or media, and effects to search at any time, with or without a warrant, by any federal probation officer with reasonable suspicion concerning a violation of a condition of probation or supervised release or unlawful conduct by you.

**CAUSE**

In accordance with the Adam Walsh Child Protection and Safety Act of 2006 and under 18 U.S.C. §§ 3563(b) and 3583 (d).

Respectfully submitted,

PAUL W. DeFELICE  
Chief U.S. Probation Officer  
*Joanne M. DeFreest*  
Joanne M. DeFreest  
U.S. Probation Officer  
Date: 08/08/2007

Approved: *Christopher V. McNeill*

Christopher V. McNeill  
Supervising U.S. Probation Officer

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**THE COURT ORDERS**

- ☐ No Action  
☐ The Extension of Supervision as Noted Above  
☒ The Modification of Conditions as Noted Above  
☐ Other

*[Signature]*  
\_\_\_\_\_  
Signature of Judicial Officer

3/11/08  
\_\_\_\_\_  
Date

I.  
PROB 49  
NNYrev.9/02

Waiver of Hearing to Modify Conditions  
of Supervised Release or Extend Term of Supervision  
**UNITED STATES DISTRICT COURT**  
for the  
**DISTRICT OF NEW JERSEY**

I have been advised and understand that I am entitled by law to a hearing and assistance of counsel before any unfavorable change may be made in my conditions of Supervised Release or my period of supervision being extended. By 'assistance of counsel,' I understand that I have a right to be represented at the hearing by counsel of my own choosing if I am able to retain counsel. I also understand that I have the right to request the Court to appoint counsel to represent me at such hearing at no cost to myself if I am not able to retain counsel of my own choosing.

I hereby voluntarily waive my statutory right to a hearing and to assistance of counsel. I agree to the following modification of my Conditions of Supervised Release or to the proposed extension of my term of supervision:

You shall submit your person, and any property, house, residence, vehicle, papers, computer, other electronic communications or data storage devices or media, and effects to search at any time, with or without a warrant, by any federal probation officer with reasonable suspicion concerning a violation of a condition of probation or supervised release or unlawful conduct by you.

Witness

*Joanne M. DeLuca*  
U.S. Probation Officer/Witness

Signed:

*Will Redd*  
Supervised Releasee

*CD. M. [Signature]*  
Supervisor or Team Leader

8-2-07  
Date